

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, June 4, 2013, 7:00 PM
Large Court Room – City Hall

PRESENT: Board of Mayor and Aldermen
Mayor Dennis R. Phillips, Presiding
Alderman John Clark
Alderman Valerie Joh
Alderman Mike McIntire
Vice-Mayor Tom C. Parham
Alderman Tom Segelhorst
Alderman Jantry Shupe

City Administration
John G. Campbell, City Manager
J. Michael Billingsley, City Attorney
Lisa Winkle, City Comptroller

I. **CALL TO ORDER:** 7:00 p.m., by Mayor Dennis R. Phillips.

II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG**

II.B. **INVOCATION:** Kimberly Goddard, Pastor – Mafair United Methodist Church.

III. **ROLL CALL:** By City Comptroller, Lisa Winkle. All Present.

IV. **RECOGNITIONS AND PRESENTATIONS.**

1. Public Works Art Contest Winner – Public Works Director Ryan McReynolds recognized Ms. Ashlyn Jade Fields for this achievement.
2. Public Works Proclamation – Mayor Phillips recognized Public Works staff.

V. **APPROVAL OF MINUTES.**

Motion/Second: Parham/Clark, to approve minutes for the following meetings:

- A. May 20, 2013 Regular Work Session
- B. May 21, 2013 Regular Business Meeting

Approved: All present voting “aye.”

[NOTE: Item VI.D.9 was discussed and voted on, out of order, at this time. Following that item, Mr. Reggie Martin, representing the carousel project, thanked Mr. Pal Barger for his recent contribution. Mr. Martin then gave a progress report on the carousel, noting he would be meeting with the architect soon and would hopefully break ground within the next couple of months. The goal is to be up and running by the spring of next year. The regular agenda resumed thereafter.]

VI. **COMMUNITY INTEREST ITEMS.**

AA. **PUBLIC HEARINGS.**

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1. Public Hearing for Annexation Annual Plan of Services Report (AF: 137-2013). Planner Corey Shepherd presented this item, noting all areas were in compliance. Alderman McIntire pointed out the city has kept its word on the plan of services for these annexations and thanked staff for this effort.

PUBLIC COMMENT ON ITEM VI.AA.1. None.

2. Public Hearing and Consideration of an Ordinance to Adopt the FY13-14 Budget (AF: 147-2013). Mr. Campbell noted this includes the general fund.

PUBLIC COMMENT ON ITEM VI.AA.2. Mr. Randy Montgomery, Board of Education Chairman, outlined numerous highlights and positive trends across many areas of the school system, including sports, music, ROTC and academics.

Motion/Second: McIntire/Parham, to pass:

PUBLIC HEARING AND AN ORDINANCE OF THE CITY OF KINGSPORT, TENNESSEE, ADOPTING A FINAL BUDGET AND APPROPRIATING FUNDS FOR THE FISCAL YEAR BEGINNING JULY 1, 2013 AND ENDING JUNE 30, 2014, AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

3. Public Hearing and Consideration of an Ordinance to Adopt the FY12-13 Water Fund Budget (AF: 145-2013).

PUBLIC COMMENT ON ITEM VI.AA.3. None.

Motion/Second: McIntire/Segelhorst, to pass:

AN ORDINANCE OF THE CITY OF KINGSPORT, TENNESSEE, ADOPTING A FINAL WATER FUND BUDGET AND APPROPRIATING FUNDS FOR THE FISCAL YEAR BEGINNING JULY 1, 2013 AND ENDING JUNE 30, 2014, AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

4. Public Hearing and Consideration of an Ordinance to Adopt the FY13-14 Sewer Fund Budget (AF: 146-2013). City Manager Campbell and Public Works Director Ryan McReynolds provided details on this item.

PUBLIC COMMENT ON ITEM VI.AA.4. None.

Motion/Second: McIntire/Joh, to pass:

AN ORDINANCE OF THE CITY OF KINGSPORT, TENNESSEE, ADOPTING A FINAL SEWER FUND BUDGET AND APPROPRIATING FUNDS FOR THE FISCAL YEAR BEGINNING JULY 1, 2013 AND ENDING JUNE 30, 2014, AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

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A. PUBLIC COMMENT. Mayor Phillips invited citizens in attendance to speak about any of the remaining agenda items. There being no one coming forward to speak, the Mayor closed the public comment segment.

B. BUSINESS MATTERS REQUIRING FIRST READING.

1. Consideration of an Ordinance Providing for the FY14 Community Development Block Grant Budget (AF: 143-2013).

Motion/Second: Parham/Joh, to pass:

AN ORDINANCE TO APPROPRIATE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

2. Consideration of an Ordinance Amending Court Costs for City Court (AF: 156-2013). Mayor Phillips pointed out this request was from the judges to pay for additional security. He noted although it was not required, it was necessary and would be paid for by the client.

Motion/Second: McIntire/Joh, to pass:

AN ORDINANCE AMENDING SECTION 30-29 OF THE CODE OF ORDINANCES, CITY OF KINGSFORT, TENNESSEE, TO PROVIDE FOR AN INCREASE IN COURT COSTS FOR CITY COURT; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

3. Consideration of an Ordinance to Adopt the FY13-14 Metropolitan Planning Project Grant Budget (AF: 148-2013).

Motion/Second: Parham/McIntire, to pass:

AN ORDINANCE TO APPROPRIATE METROPOLITAN TRANSPORTATION PLANNING GRANT PROJECT FUNDS; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

4. Consideration of an Ordinance to Adopt the FY13-14 Urban Mass Transit Budget (AF: 149-2013).

Motion/Second: Segelhorst/McIntire, to pass:

AN ORDINANCE TO APPROPRIATE URBAN MASS TRANSIT GRANT PROJECT FUNDS AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

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5. Consideration of an Ordinance to Adopt the FY13-14 Special Schools Projects Grant Fund Budget (AF: 150-2013).

Motion/Second: Parham/Joh, to pass:

AN ORDINANCE TO ESTABLISH SPECIAL SCHOOL GRANT PROJECT FUND 145 FOR SPECIAL SCHOOL PROJECTS GRANT, TO APPROPRIATE SUCH FUNDS AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

6. Consideration of an Ordinance to Adopt the FY13-14 School Public Law 93-380 Grant Project Fund Budget (AF: 151-2013).

Motion/Second: McIntire/Joh, to pass:

AN ORDINANCE TO ESTABLISH PL93-380 GRANT PROJECT FUND FOR THE PL93-380 GRANT, TO APPROPRIATE SUCH FUNDS AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

7. Consideration of a Resolution to Amend the Contract with Denark Construction in Order to Add Additional Parking Spaces at the Kingsport Aquatic Center and Consideration of a Budget Ordinance to appropriate the Necessary Funding (AF: 152-2013). Assistant to the City Manager Chris McCartt provided details, noting the average attendance is 1200 people per day and represents a good cross-section of Kingsport. This would provide an additional 70 parking spaces.

Motion/Second: Joh/McIntire, to pass:

Resolution No. 2013-194, A RESOLUTION APPROVING AN AMENDMENT TO THE CONTRACT WITH DENARK CONSTRUCTION FOR ADDITIONAL PARKING SPACES AT THE KINGSFORT AQUATIC CENTER; AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT; AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AMENDMENT

Passed: All present voting "aye."

Motion/Second: McIntire/Joh, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET BY TRANSFERRING FUNDS FOR ADDITIONAL PARKING IMPROVEMENTS FOR THE FISCAL YEAR ENDING JUNE 30, 2013; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

8. Consideration of a Resolution to Purchase Property at the Corner of Press and Clinchfield Streets and Authorizing the Mayor to Sign All Applicable Documents and a Budget Ordinance Appropriating Funds (AF: 160-2013). City Manager Campbell pointed out this was a vacant lot at Clinchfield Street and Press Street for the carousel project.

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Motion/Second: Parham/Joh, to pass:

Resolution No. 2013-195, A RESOLUTION APPROVING THE PURCHASE OF PROPERTY AT THE CORNER OF PRESS STREET AND CLINCHFIELD STREET; AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO PURCHASE SAME FROM PRESS COMMONS, LLC, AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE PURCHASE

Passed: All present voting "aye."

Motion/Second: Joh/Parham, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET BY TRANSFERRING FUNDS TO PURCHASE PROPERTY AT THE CORNER OF PRESS AND CLINCHFIELD STREETS FOR THE FUTURE CAROUSEL PARK ; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION. None.

D. OTHER BUSINESS.

1. Consideration of a Resolution Authorizing the Mayor to Sign All Documents Necessary to Apply for and Receive a Community Oriented Policing Services (COPS) Grant from the U.S. Department of Justice (AF: 144-2013).

Motion/Second: Segelhorst/McIntire, to pass:

Resolution No. 2013-196, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A COMMUNITY ORIENTED POLICING SERVICES (COPS) GRANT FROM THE UNITED STATES DEPARTMENT OF JUSTICE

Passed: All present voting "aye."

2. Consideration of a Resolution Awarding the Bid for the Purchase and Installation of Walk-In Freezers/Coolers for School Nutrition Services to Strategic Equipment and Supply and Authorizing the City Manager to Execute a Purchase Order for Same (AF: 157-2013).

Motion/Second: Joh/Shupe, to pass:

Resolution No. 2013-197, A RESOLUTION AWARDING THE BID FOR THE PURCHASE AND INSTALLATION OF WALK-IN FREEZERS/COOLERS FOR SCHOOL NUTRITION SERVICES TO STRATEGIC EQUIPMENT AND SUPPLY AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting "aye."

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3. Consideration of a Resolution Authorizing the Mayor to Execute an Agreement with Pepsi Beverages Company (AF: 130-2013). City Manager Campbell stated this was for a machine at the library. He further noted that Coke wanted their machine out because of low volume.

Motion/Second: Segelhorst/Shupe, to pass:

Resolution No. 2013-198, A RESOLUTION APPROVING AN AGREEMENT WITH BOTTLING GROUP, LLC D/B/A/ THE PEPSI BEVERAGES COMPANY, AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

4. Consideration of a Resolution Authorizing the Mayor to Sign an Agreement Allowing Participating Institutions to Offer Higher Education Programs/Courses in the Kingsport Center for Higher Education (AF: 142-2013).

Motion/Second: McIntire/Clark, to pass:

Resolution No. 2013-199, A RESOLUTION APPROVING AGREEMENTS WITH NORTHEAST STATE COMMUNITY COLLEGE, THE UNIVERSITY OF TENNESSEE, KING UNIVERSITY, LINCOLN MEMORIAL UNIVERSITY, TUSCULUM COLLEGE AND MILLIGAN COLLEGE PROVIDING CLASSES AT THE KINGSFORT CENTER FOR HIGHER EDUCATION; AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

5. Consideration of a Resolution to Authorize the Rejection of the Request for Proposal (RFP) Submitted for Kingsport Traffic Software Improvement (AF: 153-2013).

Motion/Second: Segelhorst/McIntire, to pass:

Resolution No. 2013-200, A RESOLUTION REJECTING ALL PROPOSALS RELATED TO KINGSFORT TRAFFIC SOFTWARE IMPROVEMENT

Passed: All present voting "aye."

6. Consideration of a Resolution Authorizing the Agreement of the eSchool Solutions Substitute Employee Management and Professional Development Tracking System for Schools for Kingsport City Schools and Authorize the Mayor to Execute All Applicable Documents (AF: 158-2013).

Motion/Second: Parham/Joh, to pass:

Resolution No. 2013-201, A RESOLUTION APPROVING AN AGREEMENT WITH E-SCHOOL SOLUTIONS FOR ITS SOFTWARE CALLED SUBSTITUTE EMPLOYEE MANAGEMENT AND PROFESSIONAL DEVELOPMENT TRACKING SYSTEM FOR

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SCHOOLS FOR THE KINGSPORT CITY SCHOOLS AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

7. Consideration of a Resolution Authorizing the Mayor to Execute a Contract between the City of Kingsport and the Tennessee Department of Transportation for Maintenance Activities Performed on Designated State Highways and for Mowing and Litter on J.B. Dennis (AF: 140-2013).

Motion/Second: Parham/Clark, to pass:

Resolution No. 2013-202, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR FISCAL YEAR 2014 BETWEEN THE CITY OF KINGSPORT AND THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR REIMBURSEMENT OF MAINTENANCE ACTIVITIES PERFORMED ON DESIGNATED STATE HIGHWAY ROUTES LOCATED IN THE KINGSPORT CITY LIMITS

Passed: All present voting "aye."

8. Consideration of a Resolution Authorizing the Mayor to Sign a Contract with the Virginia Department of Transportation Accepting Federal and State Transportation Planning Funds on Behalf of the Kingsport MTPO (AF: 141-2013). City Manager Campbell gave details on this item, noting the city provides a higher level of services than the state expects. Mayor Phillips commented the state reimburses the city for mowing six times a year and the city absorbs the rest.

Motion/Second: Joh/Shupe, to pass:

Resolution No. 2013-203, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A LETTER OF AUTHORIZATION BETWEEN THE CITY OF KINGSPORT AND THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO RECEIVE FEDERAL HIGHWAY ADMINISTRATION PLANNING FUNDS FOR USE BY THE KINGSPORT AREA METROPOLITAN TRANSPORTATION PLANNING ORGANIZATION FOR THE FISCAL YEAR 2014 AND ANY OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE LETTER OF AUTHORIZATION

Passed: All present voting "aye."

9. Consideration of a Resolution Authorizing the Kingsport Economic Development Board to Negotiate with Eastman Chemical Company Regarding Payment in Lieu of Taxes (AF: 22-2013). Mr. Parker Smith, Vice-President and General Manager for Eastman worldwide manufacturing support provided details on Project Inspire, a \$1.6 billion capital improvement project announced last week. He pointed out that \$500 million of that investment was related to growth in Kingsport with the addition of 300 jobs. Attorney Gorman Waddell gave information on the PILOT agreement. Mayor Phillips thanked Eastman and local business for their support.

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Motion/Second: Joh/Segelhorst, to pass:

Resolution No. 2013-204, A RESOLUTION AUTHORIZING THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF KINGSPORT, TENNESSEE TO NEGOTIATE AND ACCEPT FROM EASTMAN CHEMICAL COMPANY PAYMENTS IN LIEU OF AD VALOREM TAX WITH RESPECT TO A PROJECT IN KINGSPORT, SULLIVAN COUNTY, TENNESSEE AND FINDING THAT SUCH PAYMENTS ARE DEEMED TO BE IN FURTHERANCE OF KINGSPORT ECONOMIC DEVELOPMENT BOARD'S (KEDB) PUBLIC PURPOSES AS DEFINED IN TENNESSEE CODE ANNOTATED SECTION 7-53-305

Passed: All present voting "aye."

E. APPOINTMENTS/REAPPOINTMENTS. None.

VII. CONSENT AGENDA.

Motion/Second: Shupe/McIntire, to adopt:

1. Consideration of a Budget Ordinance in Order to Receive and Appropriate Additional Funds from the Area Agency on Aging Grant for 2012-2013 (AF: 121-2013).

Adopt:

Ordinance No. 6317, AN ORDINANCE TO AMEND THE GENERAL FUND BUDGET BY APPROPRIATING FUNDS RECEIVED FROM THE AREA AGENCY ON AGING GRANT FOR THE YEAR ENDING JUNE 30, 2013; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, Joh, McIntire, Parham, Segelhorst, Shupe and Phillips voting "aye."

VIII. COMMUNICATIONS.

A. CITY MANAGER. City Manager Campbell stated he appreciated Ronnie Hammonds and Public Works Staff for their work on the automated recycling program, noting there has been a lot of positive response. Public Works Director Ryan McReynolds gave further details and tips to ensure the program is successful.


B. MAYOR AND BOARD MEMBERS. Alderman McIntire commented on Public Works Day. Alderman Shupe stated his service to the city has been and will remain genuine and noted questions regarding his situation should be directed to his counsel. Alderman Joh encouraged people to visit the carousel studio. Alderman Segelhorst congratulated Fire Chief Dye for six years without a fire death and commended their public education efforts. He thanked Aquatic Center staff and customers, in addition to those who took part in the Green Drive Expo. Alderman Clark commented on three significant

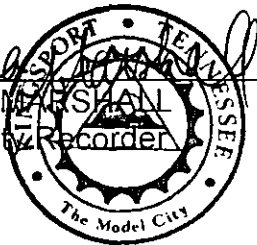
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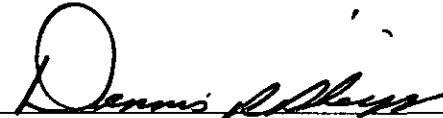
investments in Kingsport, listing the Aquatic Center, the carousel project and Eastman's recent announcement. Vice-Mayor Parham stated it has been a great week in Kingsport and mentioned several highlights. Mayor Phillips commented on the budget and the Aquatic Center. He also congratulated newly elected Alderman Collette George.

C. VISITORS. Ms. Barbara Brown, Kingsport, commented on city projects. Mr. Nelson, 1110 Catawba Street, thanked the BMA for making progress. Mr. Reggie Martin thanked the board for acquiring the lot for the carousel and thanked Alderman Joh for her contributions to the carousel project. Mr. Glen O'Neill, 3129 Red Bud Drive, commented on personal issues.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Phillips adjourned the meeting at 8:45 p.m.


ANGELA MARSHALL
Deputy City Recorder




DENNIS R. PHILLIPS
Mayor